



CVR

TECH CENTER 1600/2900

OCT 6 4 2001

RECEIVED

PATENT

Docket No. 265.0009 010

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|--|---|-----------------|---------|
| Applicant(s): Pasticha et al. |) | Group Art Unit: | 1614 |
| |) | | |
| Serial No.: 09/834,110 |) | Examiner: | Unknown |
| Confirmation No.: 5306 |) | | |
| Filed: April 12, 2001 |) | | |
| For: TREATMENT OF DISORDERS BY IMPLANTING STEM CELLS AND/OR PROGENY THEREOF INTO GASTROINTESTINAL ORGANS | | | |

ELECTION UNDER 37 C.F.R. §3.71, REVOCATION,
POWER OF ATTORNEY, AND CERTIFICATE UNDER §3.73(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The Assignee, **Board of Regents, The University of Texas System**, of the entire interest in the above-identified application hereby elects, under 37 C.F.R. §3.71, to prosecute the application to the exclusion of the inventors.

The Assignee hereby revokes any previous Powers of Attorney and appoints:

| | |
|-----------------------|-----------------|
| Adams, Matthew W. | Reg. No. 43,459 |
| Albin, Loren D. | Reg. No. 37,763 |
| Franklin, Kathleen L. | Reg. No. 47,574 |
| Gebhardt, Mark J. | Reg. No. 35,518 |
| Muetting, Ann M. | Reg. No. 33,977 |
| Provence, David L. | Reg. No. 43,022 |
| Raasch, Kevin W. | Reg. No. 35,651 |
| Sandberg, Victoria A. | Reg. No. 41,287 |
| Walsh, Brian J. | Reg. No. 45,543 |

as its attorney or agent (with full powers of appointment, substitution and revocation) to prosecute the application, and any division, continuation, continuation-in-part, reexamination or reissue thereof, to make alterations and amendments therein, and to transact all business in the Patent and Trademark Office in connection therewith, and to receive any Letters Patent.

Election Under 37 C.F.R. §§3.71, Revocation, Power of Attorney and Certificate under §3.73(b) Page 2 of 2

Serial No.: 09/834,110

Confirmation No.: 5306

Filed: April 12, 2001

Title: TREATMENT OF DISORDERS BY IMPLANTING STEM CELLS AND/OR PROGENY THEREOF INTO
GASTROINTESTINAL ORGANS

Please send correspondence to the following address:

Attention: Ann M. Mueting

Muetting, Raasch & Gebhardt, P.A.

P.O. Box 581415

Minneapolis, MN 55458-1415

Customer Number 26,813

Board of Regents, The University of Texas System, a corporation organized and existing under and by virtue of the laws of the State of Texas, and having an office and place of business at 201 West 7th Street, Austin, TX 78701, certifies that it is the assignee of the entire right, title, and interest in the patent application identified above by virtue of an assignment from the inventors, a copy of which is attached. I have reviewed all the documents in the chain of title of the patent application identified above and, to the best of my knowledge and belief, title is in the assignee identified above.

I am empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

BOARD OF REGENTS,
THE UNIVERSITY OF TEXAS SYSTEM



Signature

Cullen M. Godfrey

Typed or Printed Name

Vice Chancellor and General Counsel

Title

August 1, 2001

Date

Docket 265.0009 0101

ASSIGNMENT

Whereas We, Pankaj J. Pasricha and Maria A. Micci, with residences and citizenships as indicated below, have made an invention in

**TREATMENT OF DISORDERS BY IMPLANTING STEM CELLS AND/OR PROGENY THEREOF
INTO GASTROINTESTINAL ORGANS**

U.S. Patent Application Serial No. 09/834,110 Filed April 12, 2001
International Application Serial No. PCT/US01/11999 Filed April 12, 2001
U.S. Provisional Application Serial No. 60/232,301 Filed September 12, 2000
U.S. Provisional Application Serial No. 60/196,806 Filed April 13, 2000

and executed an application for Letters Patent of the United States of America based thereon;

Now, therefore, for good and valuable consideration, receipt of which is acknowledged, we have individually and jointly agreed to assign and transfer and do hereby assign and transfer unto Board of Regents, The University of Texas System ("Company"), a corporation of Texas, having its principal office at 201 West 7th Street, Austin, Texas 78701, its successors and assigns, the entire right, title, and interest in and to said invention and application, and in and to any division or continuation (in whole or in part) of said application, and in and to any and all improvements to said invention made by us or any of us or made jointly with others (provided any such improvement is made during, or within one year after the termination of, the employment by the Company of whichever of us, solely or jointly with one or more others, has made the same), and in and to any and all Letters Patent, reexaminations, reissues, or extensions thereof, of the United States of America and countries foreign thereto (including the right to apply for Letters Patent, Utility Models, or Inventors' Certificates in foreign countries in its own name and to claim any priority rights for such foreign applications to which such applications are entitled under international conventions, treaties, or otherwise), which have been or may be granted thereon or on any continued prosecution application, divisional, continuation (in whole or in part), renewal, reexamination, reissue, or other or further application based in whole or in part upon said invention or improvements thereon, to be held and enjoyed as fully and exclusively as they would have been by us or any of us had this assignment and transfer not been made;

We do further agree for ourselves and for our heirs, executors, and administrators, to execute and deliver without further consideration any further applications, assignments, and documents, and to perform such other acts as we lawfully may, that may be deemed necessary by the Company, its successors, assigns, and nominees, fully to secure its right, title, and interest as aforesaid and to obtain or maintain Letters Patent, Utility Models, or Inventors' Certificates in any and all countries;

And we do hereby authorize and request the Commissioner of Patents to issue any and all Letters Patent which may be granted upon any of said applications, to Board of Regents, The University of Texas System as the assignee of the entire right, title, and interest therein.

Page 2 of 2

Assignment

Serial No. 09/834,110

Filed: April 12, 2001

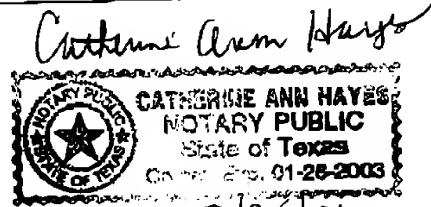
For: TREATMENT OF DISORDERS BY IMPLANTING STEM CELLS AND/OR PROGENY THEREOF INTO
GASTROINTESTINAL ORGANS

In witness whereof, we have hereunto signed our names on the days and years set forth below.

Pankaj Pasricha

7/25/01

Date

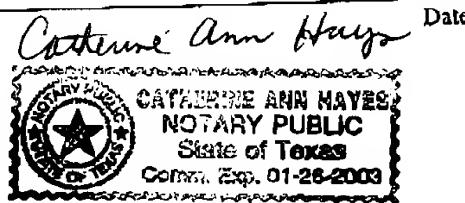
Name: Pankaj J. Pasricha
Address: 3315 Oak Links Avenue, Houston, TX 77059
Citizenship: U.S.A.STATE OF Texas)
COUNTY OF Galveston) ss.

7/25/01

On this 25th day of July 2001, before me personally appeared Pankaj J. Pasricha to me known to be the person described in and who executed the foregoing instrument, and he/she executed the same for the uses and purposes therein set forth.

Catherine Ann Hayes
 Notary Public

7/25/01

Name: Maria A. Micci
Address: 2880 Morning Pond Lane, Dickinson, TX 77539
Citizenship: ItalySTATE OF Texas)
COUNTY OF Galveston) ss.

7/25/01

On this 25th day of July 2001, before me personally appeared Maria A. Micci to me known to be the person described in and who executed the foregoing instrument, and he/she executed the same for the uses and purposes therein set forth.

Catherine Ann Hayes
 Notary Public